

Docket No.: 219595US28PCT/phm

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Rudolf RITTER, et al.

SERIAL NUMBER: 10/049,908 GROUP: 2426

FILED: February 20, 2002 EXAMINER: PENG, FRED H.

FOR: SYSTEM AND METHOD FOR DISTRIBUTION OF PICTURE OBJECTS

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

MAIL STOP ISSUE FEE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

The “Statement of Reasons for Allowance” included on page 2 of the Notice of Allowability dated December 15, 2008 characterizes independent claims 1, 12, 29 and 30 in terms of a direction-of-view-evaluation module “determining a direction of view of a pupil by detecting a position of the pupil using light reflected off of the pupil which is detected by an eye tracker at the user terminal . . . .” Although this limitation is recited in claims 1 and 12, it does not appear in claims 29 and 30. Therefore, the “Statement” mischaracterizes the invention in unduly narrow terms inconsistent with the actual claim language. Accordingly,

Application No. 10/049,908

Reply to Notice of Allowance of December 15, 2008

the "Statement" is limited to claims 1, 2, 4-13, 15-22 and 25-27 but does not relate to claims 29 and 30.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



James J. Kulbaski  
Registration No. 34,648

Customer Number

**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 05/04)

Joseph Scafetta, Jr.  
Registration No. 26,803

I:\ATTY\JAS\COMMENTS\219595US.DOC